

Kelley	Stone
Lovelady	Sulak
Moffett	Van Zandt
Smith	

Absent—Excused

Hazlewood	Spears
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Accordingly, the Senate, at 12:30 o'clock p. m., adjourned until 10:00 o'clock a. m. Monday, June 9, 1941.

SEVENTY-THIRD DAY

(Monday, June 9, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Spears

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of Thursday, June 5, 1941 was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Spears was granted leave of absence for today on account of important business, on motion of Senator Graves.

Reports of Standing Committees

Senator Smith offered the following reports:

Committee Room,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 991, A bill to be entitled "An Act making it unlawful for any person to shoot, take, trap, snare, or in any other manner kill any quail in Bee County, Texas, for a period of two (2) years, except as otherwise herein provided by the authorization of the Game, Fish and Oyster Commission; prescribing a penalty; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SMITH, Chairman.

Committee Room,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 995, A bill to be entitled "An Act to declare a closed season on the killing of wild deer and wild turkey in Throckmorton, Shackelford, and Haskell Counties for a period ending February 1, 1946; prescribing a penalty therefor; repealing H. B. No. 198 of the Forty-seventh Legislature; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SMITH, Chairman.

Committee Room,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 689, A bill to be entitled "An Act amending H. B. No. 920 of the Special Laws of the Forty-third Legislature, Regular Session,

1933, making it unlawful to trap or take opossums, bobcats, and catamounts in San Augustine and Sabine Counties; repealing all laws in conflict herewith; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SMITH, Chairman.

Senator Shivers submitted the following report:

Committee Room,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Oil, Gas and Conservation, to whom was referred

H. B. No. 414, A bill to be entitled "An Act amending Chapter 58, Section 1, of the Acts of the Forty-second Legislature, Regular Session, as amended by Chapter 97, of the Acts of the Forty-third Legislature, Regular Session; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SHIVERS, Chairman.

Senator Vick submitted the following report:

Senate Chamber,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Representative Districts, to whom was referred

H. B. No. 44, A bill to be entitled "An Act to amend Articles 195 and 196, Revised Civil Statutes of 1925, State of Texas; fixing the time of taking effect of this Act; and declaring an emergency."

Have had the same under consideration and I am instructed to report back to the Senate with the recommendation that the committee substitute do pass in lieu of the original bill and be printed.

VICK, Chairman.

Senate Bill 497 on First Reading

Senator Chadick moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Spears

The following bill then was introduced, read first time and referred to the Committee on Criminal Jurisprudence:

By Senators Chadick, Kelley and Fain:

S. B. No. 497, A bill to be entitled "An Act making sabotage an offense; defining the term sabotage; providing the penalty therefor; providing that the offense of sabotage shall be cumulative with any offense now prohibited by law coming within the term sabotage; and providing the State may elect under which law it will prosecute; providing a period of limitation for the prosecution of the offense of sabotage; providing a savings clause; and declaring an emergency."

Message from the House

A clerk of the House was recognized by the President to present the following message:

Hall of the House of Representatives,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House

has passed the following bills and resolutions:

S. B. No. 5, A bill to be entitled "An Act granting and donating to each respective county of this State for a period of five (5) years, beginning with the taxable year 1942, all of the State ad valorem taxes for general revenue purposes not heretofore donated or appropriated, collected for general revenue purposes upon the property and from persons in each respective county, including ad valorem taxes on rolling stock belonging to railroad companies; providing that taxes shall be levied, assessed and collected as now provided by law; authorizing the assessor or collector of taxes in each county to pay over to the county treasurer all moneys collected by him at the end of each month during the period of this donation, less amounts allowed by law for assessing and collecting the same; providing that nothing in this Act shall amend, alter, modify or repeal any donation, grant or remission of taxes heretofore made; providing that the taxes donated and granted by this Act shall be used by the county commissioners' courts for any purpose not inconsistent with the Constitution of Texas, including lowering the ad valorem tax rate for county purposes, constructing flood control works and improvements in said county, improvements to prevent soil erosion and soil conservation purposes, irrigation and drainage projects, reforestation and road building, conservation and utilization of water, projects sponsored by a county in cooperation with the Federal Works Progress Administration or its successors, purchase of rights-of-way for public roads, general relief and charitable purposes, paying the interest and sinking fund on any outstanding bonded indebtedness of the county, assisting in the development of navigation, and any other purpose or purposes not specifically prohibited by the Constitution; authorizing the Commissioners' Courts to contract with the Governing Boards of any River Authority or Water Improvement District to perform construction works for such River Authority or Water Improvement District; or to set aside any part, or all, of the taxes herein donated and granted to such county, for the use of such River Authority or Water Improvement District in retiring its bonded indebtedness, or carrying out

any other purpose for which such district was created; providing that if any Section Subsection, paragraph, clause, sentence, or word of this Act or the application thereof to any person or circumstance is held invalid, such holding shall not affect the validity of the remaining provisions of this Act; and this Legislature hereby declares that it would have passed such remaining portions despite such invalidity; and declaring an emergency."

With amendments.

S. B. No. 115, A bill to be entitled "An Act making an appropriation of an amount necessary to pay the claim of the American National Bank, of Austin, Texas, a corporation, the sum of Eight Thousand, Eight Hundred Sixty-one and 62/100 (\$8,861.62) Dollars, so appropriated and to be paid out of the State Treasury not otherwise appropriated to reimburse said bank for moneys advanced for the construction of the Auditorium Building at Agricultural & Mechanical College of Texas, said building having been authorized by the Acts of the Thirty-fourth Legislature, First Called Session, 1915, page 104, and said sum being a part of the unexpended balance of said appropriation, this claim having been approved and allowed by the Forty-fifth Legislature in the Acts of 1937, page 919, appearing as an item in the Miscellaneous Claims Appropriation Bill passed at that session of the Legislature, Chapter 404, et. seq., page 905 in the item appearing on page 915, said claim having been adjudicated to be a valid and subsisting claim against the State of Texas by a final judgment of the Honorable District Court of Travis County, Texas, for the 98th Judicial District of Texas in a final judgment entered therein on the 14th day of December, A. D., 1938; and declaring an emergency."

S. B. No. 324, A bill to be entitled "An Act amending Article 1667 of the Revised Civil Statutes of 1925, as amended by Acts of the Forty-second Legislature, 1931, Second Called Session, page 62, Chapter 38, as amended by Acts of the Forty-third Legislature, 1933, page 364, Chapter 140, as amended by Acts of the Forty-sixth Legislature, 1939, page 610, Chapter 13, placing certain counties under the provisions of said Article and providing control over finances in such counties by auditors;

providing compensation for such auditors; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

S. B. No. 358, A bill to be entitled "An Act amending Article 1041, Title 15, Code of Criminal Procedure, Revision of 1925, as amended by S. B. No. 101, Chapter 7, of the Forty-fifth Legislature, Regular Session, by providing that in counties having a population in excess of seventy-five thousand (75,000) inhabitants according to the last preceding or any future Federal Census, the commissioners' court may allow each jail guard, jailer, matron or turnkey, a monthly salary of One Hundred Fifty (\$150.00) Dollars per month; and declaring an emergency."

S. B. No. 403, A bill to be entitled "An Act to declare a State policy regarding the activities of the various agricultural agencies of the State, especially as they affect cotton and cotton products, and the increased use and consumption of same; directing that the heads of the State's various agricultural agencies shall take due notice of said policy; providing for the establishment of a cotton research laboratory, and making an appropriation therefor; providing that the Board of Control may accept tracts of land, gifts, or grants, providing for construction to be under the Board of Control; providing for the location of said laboratories; providing for the employment of architects, engineers, experts, etc.; providing for the necessary expenses; providing for the Comptroller to pay warrants; providing rules and regulations shall allow for cooperation between cotton producing states; and declaring an emergency."

S. B. No. 436, A bill to be entitled "An Act to amend Article 3333 of Title 54 of the Revised Civil Statutes of Texas, Revision of 1925 as amended, by providing that the citation therein provided to be issued by the Clerk shall be directed to the sheriff, or any constable of the county where the proceeding is pending, validating written wills heretofore probated and letters of administration heretofore granted upon citations or notices not so directed, but conforming to the other requirements of said Article 3333, providing that this amendment shall not apply in certain cases; and declaring an emergency."

With amendments.

H. C. R. No. 188, Memorializing Congress to designate the second Sunday in May as Mother's and Father's Day.

H. C. R. No. 200, Providing for the appointment of a committee to investigate all phases of child care in the State and to prepare a report to be submitted to the next Regular Session of the Legislature.

H. C. R. No. 201, Declaring an immediate need for the construction of State Highways.

H. C. R. No. 211, Granting each House permission to adjourn from Thursday, June 5th, to Monday, June 9th.

H. C. R. No. 216, Authorizing the Enrolling Clerk to make corrections in H. B. No. 1074.

The House has refused to concur in Senate amendments to H. B. No. 199 and requests the appointment of a Conference Committee to adjust the differences between the two Houses. The following are appointed on the part of the House: McNamara, Clark, Bean, McAlister and Kinard.

Respectfully submitted,

E. R. LINDLEY,
Chief Clerk, House of Representatives.

Report of Standing Committee

Senator Lemens, by unanimous consent, submitted at this time the following report:

Austin, Texas,
June 9, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 497, A bill to be entitled "An Act making sabotage an offense; defining the term sabotage; providing the penalty therefor; providing that the offense of sabotage shall be cumulative with any offense now prohibited by law coming within the term sabotage; and providing the State may elect under which law it will prosecute; providing a period of limitation for the prosecution of the offense of sabotage; providing a savings clause; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LEMENS, Chairman.

House Bills on First Reading

The following bills previously received from the House, were laid before the Senate, read severally first time, and referred to the committees indicated:

H. B. No. 1066, to Committee on Finance.

H. B. No. 268, to Committee on Finance.

H. B. No. 1068, to Committee on State Affairs.

H. B. No. 1040, to Committee on Education.

H. B. No. 1069, to Committee on Counties and County Boundaries.

H. B. No. 1070, to Committee on Game and Fish.

Motion to Introduce Bill

Senator Fain moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—15

Beck	Lovelady
Brownlee	Mauritz
Chadick	Moore
Fain	Stone
Formby	Vick
Graves	Weinert
Hazlewood	Winfield
Lemens	

Nays—11

Aikin	Ramsey
Cotten	Smith
Hill	Sulak
Lanning	Van Zandt
Metcalfe	York
Moffett	

Absent

Isbell	Martin
Kelley	Shivers

Absent—Excused

Spears

Senate Resolution 158

Senator Lanning offered the following resolution:

Whereas, Miss Leta Jo Perry, of Nocona, Texas, is an accomplished singer; and

Whereas, She is at the bar of the Senate; now, therefore, be it

Resolved, That she be invited to sing before the Senate at this time.

The resolution was read, and by unanimous consent, it was considered at this time and was adopted.

Senator Lanning then presented Miss Leta Jo Perry, who sang for the Senate.

Senate Resolution 159

Senator Stone offered the following resolution:

Whereas, The Honorable Thomas J. Holbrook is ill and confined in Seton Hospital; and

Whereas, The Honorable Thomas J. Holbrook served as a member of the Senate of the State of Texas for many years with distinction and honor and is recognized as an outstanding citizen of this State; now, therefore, be it

Resolved by the Senate of Texas, That it extend its best wishes for a speedy and complete recovery, and that the Secretary be instructed to send flowers to him as a token of its esteem.

STONE.
AIKIN,
BECK,
BROWNLEE,
CHADICK,
COTTEN,
FAIN,
FORMBY,
GRAVES,
HAZLEWOOD,
HILL,
ISELL,
KELLEY,
LANNING,
LEMENS,
LOVELADY,
MARTIN
MAURITZ,
METCALFE,
MOFFETT,
MOORE,
RAMSEY,
SHIVERS,
SMITH.
SPEARS,
SULAK,
VAN ZANDT,
VICK,
WEINERT,
WINFIELD,
YORK,

STEVENSON, Lt.-Gov.

On motion of Senator Winfield and by unanimous consent, the names of all Senators were added to the resolution as signers thereof.

The resolution was adopted unanimously.

Senate Bill 498 on First Reading

Senator Hazlewood moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Spears

The following bill then was introduced, read first time and referred to the Committee on Civil Jurisprudence:

By Senator Hazlewood:

S. B. No. 498, A bill to be entitled "An Act amending H. B. No. 271, which was passed by the Forty-seventh Legislature, 1941, which became effective April 18, 1941, for the purpose of correcting a clerical error made in said bill; and declaring an emergency."

Senate Bill 499 on First Reading

Senator Vick moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—28

Aikin	Cotten
Beck	Formby
Brownlee	Graves
Chadick	Hazlewood

Hill	Ramsey
Isbell	Shivers
Kelley	Smith
Lanning	Stone
Lemens	Sulak
Lovelady	Van Zandt
Martin	Vick
Mauritz	Weinert
Metcalf	Winfield
Moffett	York

Nays—1

Fain

Absent

Moore

Absent—Excused

Spears

The following bill then was introduced, read first time and referred to the Committee on Federal Relations:

By Senator Vick:

S. B. No. 499, A bill to be entitled "An Act to amend Article 4605 of the Revised Civil Statutes of Texas, 1925, by adding thereto, that, 'no county clerk shall issue a license to celebrate the rites of matrimony between the hours of 6 o'clock p. m. and 8 o'clock a. m.'; and declaring an emergency."

Senate Bill 500 on First Reading

Senator Stone moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Ramsey
Fain	Shivers
Formby	Smith
Graves	Stone
Hazlewood	Sulak
Hill	Van Zandt
Isbell	Vick
Kelley	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

Absent

Moore

Absent—Excused

Spears

The following bill then was introduced, read first time and referred to the Committee on Counties and County Boundaries:

By Senator Stone:

S. B. No. 500, A bill to be entitled "An Act amending Chapter 82 of the Acts of the Forty-first Legislature at its regular session entitled 'An Act granting to cities located in any country in this State of less than one hundred thousand (100,000) inhabitants according to the last United States Census, and which county contains a city of more than forty-three thousand (43,000) inhabitants according to said census, the right to execute leases not to exceed a period of ninety-nine (99) years on islands, flats and other submerged lands heretofore granted by the State of Texas, or the Republic of Texas to such cities and providing that no provision shall ever be incorporated in any such lease restricting the right of the lessee to construct, establish, maintain, equip and operate docks, wharves, ferries, ferry landings, loading and unloading devices and shipping facilities and to demand and receive compensation for services furnished for private purposes or otherwise, and that every such lease shall specify the purpose for which the same is made and provide a maximum period of five years within which the lessee shall exercise the rights and privileges granted and reserving portions of any such island, flats or other submerged lands abutting and extending for a distance of two thousand feet along existing navigable channels and extending back from said channel fifteen hundred (1500) feet from the point of mean low tide, and declaring an emergency,' approved March 5, 1929; and declaring an emergency."

Senate Resolution 160

Senator Aikin offered the following resolution:

Whereas, Mr. Graden Ausmus, instructor in the public schools of Fort Worth, is in the capitol today for the purpose of observing the procedure of legislative work; and

Whereas, Mr. Ausmus is an outstanding instructor and we are delighted to have him; now, therefore, be it

Resolved, That Mr. Ausmus be extended the privileges of the floor for today.

AIKIN.

The resolution was read, and by unanimous consent, it was considered and adopted at this time.

Bills and Resolutions Signed

The President signed in the presence of the Senate, after their captions had been read, the following enrolled bills and resolutions:

H. B. No. 360, A bill to be entitled "An Act authorizing the commissioners' court in each county in this State having a population of not less than ten thousand three hundred and twenty-five (10,325) nor more than ten thousand three hundred and fifty (10,350) and nineteen thousand and twenty-five (19,025) nor more than nineteen thousand and seventy (10,070) and twenty-three thousand nine hundred (23,900) nor more than twenty-three thousand nine hundred and fifty (23,950) according to the last preceding Federal Census to allow each county commissioner certain expense for traveling and in connection with the use of his automobile on official business only; requiring each such commissioner to pay the expense of operation and repair of such vehicle so used without any further expense whatsoever to the county; and declaring an emergency."

H. B. No. 922, A bill to be entitled "An Act to fix the maximum rate of tax to be levied in any independent school district having and including within its limits a city or town which, according to the then latest Federal Census, has a population of not fewer than sixty-four hundred and twenty-five (6,425) and not more than sixty-four hundred and seventy-five (6,475) inhabitants; and providing that the taxes hereinabove imposed shall never be levied, collected, diminished or increased; and providing further that no bonds shall be issued except by a majority of the qualified voters of the district; and declaring an emergency."

H. B. No. 965, A bill to be entitled "An Act making it unlawful for any person, not a member of the Texas Defense Guard, to wear the shoulder patch, the arm brassard, or the collar ornaments duly prescribed as part of the uniform of said Defense Guard, or any imitation of said articles; also making it unlawful for any member of said Defense Guard to purchase or have in his possession such articles of uniform, or any imi-

tation thereof, unless they are purchased through or on approval of the Adjutant General of Texas; also making it unlawful for any person to sell, offer for sale, dispose of, or purchase any such articles except when and as authorized under regulations prescribed by the Governor; also providing the punishment for offenses against such provisions; and declaring an emergency."

H. B. No. 515, A bill to be entitled "An Act applicable to the County of Tom Green, State of Texas, prohibiting the transportation of minnows beyond the borders of said county for the purpose of sale; limiting the number of minnows to be transported beyond the limits of said county; prohibiting the use of trotlines or throwlines containing more than twenty-five (25) hooks; limiting the use of such lines to a maximum of two such lines to any person or group of persons; providing for a closed season on fishing in said county; with certain exceptions; providing legal length of catfish in said county; providing the daily bag limit of catfish; providing penalties for any violation of this Act; and declaring an emergency."

H. B. No. 1012, A bill to be entitled "An Act authorizing the commissioners' court of any county having a population of one hundred thousand (100,000) inhabitants, or more, according to the last preceding Federal Census, to issue bonds for the purpose of refunding any and all outstanding indebtedness of such county chargeable against the General Fund which existed on April 30, 1941; providing that items of indebtedness as of said date, in the form of scrip or time-warrants, either or both, may be included in such refunding bond issue; providing that such refunding bonds shall be first authorized by a majority vote cast by the duly qualified property taxpaying voters voting at an election held for that purpose; authorizing the levy of a tax to pay principal and interest on such bonds, and providing that the amount of bonds issued under this Act shall never reach an amount where a tax of five (5c) cents on the One Hundred (\$100.00) Dollars' valuation will not pay current interest and provide a sinking fund sufficient to redeem them at maturity; providing that the General Laws relative to county refunding bonds, not in conflict herewith,

shall apply to the issuance, approval and certification, and registration of the bonds provided for in this Act; providing that if any Section, clause or phrase of this Act be held unconstitutional, such decision shall not affect the remaining portion of this Act; enacting provisions incident and relating to the subject and purpose of this Act; and declaring an emergency."

H. B. No. 1049, A bill to be entitled "An Act for the purpose of providing necessary regulations for the taking or possession of fish or use of fishing tackle or gear, from the body of water impounded in Possum Kingdom Dam, which dam is situated in Palo Pinto County, Texas, and declaring it unlawful to fish in said body of water possess, or dispose of fish taken therefrom, or possess fishing tackle, except in regulations issued under the direction given in this: Providing a special license for those over seventeen (17) years of age who fish in Possum Kingdom Lake; providing for disposition of funds collected from sale of such special license; providing suitable penalty for violation of any provision of this Act; repealing conflicting laws; and declaring an emergency."

H. B. No. 1059, A bill to be entitled "An Act to amend Section 40 of S. B. No. 36, Acts of the Forty-sixth Legislature, to provide the effective date for making grants of aid and assistance to the needy blind and for destitute dependent children; making an appropriation for providing and administering aid to the blind for the period from May 1, 1941 to August 31, 1941, making an appropriation for providing and administering aid and assistance for destitute dependent children for the period from May 1, 1941, to August 31, 1941; and declaring an emergency."

H. C. R. No. 92, Granting permission to Mrs. Mamie Scherrer and husband, Emil Scherrer, their heirs, executors, administrators, and assigns to bring suit against the State of Texas.

H. C. R. No. 128, Granting W. C. Kulp and B. H. Kulp, composing a partnership operating under the firm name of Kulp Bros., permission to bring suit against the State of Texas.

H. C. R. No. 197, Authorizing correction of H. J. R. No. 1

House Concurrent Resolution 201

The President laid before the Senate and had read (the resolution having been received from the House today):

H. C. R. No. 201, Declaring the existence of a public emergency and immediate need for construction of State highways for defense purposes and authorizing employment of workers on highways in excess of 48 hours per week.

On motion of Senator Lanning and by unanimous consent, the resolution was considered and adopted at this time.

House Concurrent Resolution 216

The President laid before the Senate and had read (the resolution having been received from the House today):

H. C. R. No. 216, Authorizing certain corrections in enrolled copy of H. B. No. 1074.

By unanimous consent, the resolution was considered and adopted at this time.

Senate Resolution 161

Senator Winfield offered the following resolution:

Whereas, complaints concerning the leasing of lands donated and set apart as a permanent fund of the University of Texas have been made to the author of this resolution; and

Whereas, Complaints involving alleged favoritism have likewise come to the author hereof, which complaints, if true, should be called to the attention of the Board of Regents of the University of Texas in order that said Board may have a full and complete knowledge of the facts for appropriate action in order that the Board of Regents may be able to protect the best interests of the public and the University permanent Fund; now, therefore, be it

Resolved, That the President of the Senate appoint five Members to investigate such complaints and to present them to the Board of Regents of the University of Texas; and be it further

Resolved, That this committee be empowered to cooperate with the Board of Regents of the University of Texas in securing these facts, and to secure the cooperation of any and all State Departments, as in the wis-

dom of the committee it may deem necessary; and be it further

Resolved, That the committee herein appointed be and it is hereby authorized to employ such clerical help as may be necessary to carry out the purposes of this resolution, to examine any and all records of any department, and of any county of this State, to subpoena witnesses, administer oaths and require, if it be necessary, the production of instruments and records appertaining to this inquiry, said committee having the right to conduct hearings at any time and place in its wisdom it may deem advisable, and may adopt rules of procedure as in its wisdom the Members may deem expedient. This committee is hereby empowered to make a report of its findings to the Board of Regents, and/or to the Legislature, and to allow the witnesses subpoenaed under the terms of this resolution the same mileage and per diem as is allowed witnesses in civil cases; be it further

Resolved, That the expenses of this committee be paid out of the Contingent Fund of the Senate.

The resolution was read.

Senator Winfield called for the consideration of the resolution at this time.

Senator Van Zandt raised a point of order against further consideration of the resolution at this time, on the ground that resolution should be considered after completion of the morning call.

The President sustained the point of order.

Senator Winfield moved to suspend the regular order of business so as to permit consideration of the resolution at this time.

The motion prevailed by the following vote:

Yeas—24

Aikin	Lanning
Beck	Lemens
Brownlee	Lovelady
Chadick	Martin
Cotten	Mauritz
Fain	Metcalf
Formby	Moffett
Graves	Ramsey
Hazlewood	Smith
Hill	Stone
Isbell	Winfield
Kelley	York

Nays—5

Moore	Vick
Shivers	Weinert
Van Zandt	

Sulak Absent
Absent—Excused
Spears

The President laid the resolution before the Senate.

Senator Hill offered the following amendment to the resolution:

Be it further resolved, That this committee be and is hereby directed to make full and complete inquiry into the manner and results obtained from the leasing of mineral lands belonging to the University of Texas.

Yeas and nays were demanded, and the amendment was adopted by the following vote:

Yeas—23

Aikin	Lovelady
Beck	Martin
Chadick	Mauritz
Cotten	Metcalfe
Formby	Moffett
Graves	Ramsey
Hazlewood	Shivers
Hill	Smith
Isbell	Sulak
Kelley	Winfield
Lanning	York
Lemens	

Nays—6

Brownlee	Stone
Fain	Vick
Moore	Weinert

Absent

Van Zandt

Absent—Excused

Spears

The resolution as amended then was adopted.

Hour for Executive Session

On motion of Senator Martin and by unanimous consent, the Senate agreed to hold an executive session immediately after conclusion of the morning call today or at 11:30 o'clock a. m. today if the morning call has not been completed at that hour.

Senate Concurrent Resolution 76

Senator Chadick offered the following resolution:

S. C. R. No. 76, Relating to dedication of Tyler State Park on June 14 and 15, 1941.

Whereas, The Tyler State Park in Smith County is being publicly dedicated on June 14 and 15; and

Whereas, The Senate and the House of Representatives of the Forty-seventh Legislature of Texas have been particularly invited, as well as the public generally, to attend the dedication ceremonies; and

Whereas, The Tyler State Park is one of the most beautiful scenic spots in all Texas and is located nearer to the urban population of this State than most of the other State parks; now, therefore, be it

Resolved, by the Senate of the State of Texas, the House of Representatives concurring, That the Legislature of the State of Texas call attention of the people of Texas to the beauty of the park and the recreational facilities provided for the benefit of visitors, and invite all Texans to be present and participate in the dedication of the Tyler State Park on June 14 and 15.

The resolution was read, and by unanimous consent, it was considered at this time and was adopted.

House Concurrent Resolution 211

The President laid before the Senate and had read (the resolution having been received from the House today):

H. C. R. No. 211, Authorizing the House and/or Senate to adjourn from Thursday, June 5, 1941 to Monday, June 9, 1941.

By unanimous consent, the resolution was considered and adopted at this time.

Senate Bill 501 on First Reading

Senator Moore moved that Section 5 of Article 3 of the Constitution be suspended to permit his introducing a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Isbell	Vick
Kelley	Weinert
Lanning	Winfield
Lovelady	York

Nays—3

Hill Sulak
Lemens

Absent

Van Zandt

Absent—Excused

Spears

The following bill then was introduced, read first time and referred to the Committee on Civil Jurisprudence.

By Senator Moore:

S. B. No. 501, A bill to be entitled "An Act providing that corporations may be formed for the purpose of engaging in mining, agriculture, and stock raising; and declaring an emergency."

Nomination Withdrawn

Senator Martin moved that the request of the Governor to withdraw the nomination of Dr. John A. Hart to be a member of the State board of Medical Examiners be granted.

The motion prevailed.

Reports of Standing Committees

Senator Hill, by unanimous consent, submitted at this time the following report:

Austin, Texas,
June 9, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

H. B. No. 222, A bill to be entitled "An Act to amend Article 2978, Revised Civil Statutes, 1925, by adding thereto a new Article to be known as Article 2978a prescribing additional requirements for the official ballot in general elections; providing that certain persons shall not be permitted to have their names on the official ballot."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HILL, Chairman.

Senator Van Zandt, by unanimous consent submitted at this time the following reports:

Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred

H. B. No. 511, A bill to be entitled "An Act amending Article 8306, Revised Civil Statutes of 1925, by adding a new Section to be known as Section 7-e, providing that where liability for compensation exists, the association shall furnish any and all artificial appliances that would materially beneficially improve the future usefulness and occupational opportunities of such injured employee; providing the maximum cost of such artificial appliances; providing the association shall not be liable for having such appliances replaced or repaired; providing the method to require the association to furnish such appliances in the event of their failure to do so; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

VAN ZANDT, Chairman.

Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred

S. B. No. 495, A bill to be entitled "An Act to authorize and empower the Board of Insurance Commissioners of the State of Texas to promulgate special rates and rating plans for Workmen's Compensation, Motor Vehicle and other lines of Casualty Insurance separately or in combination applicable to the construction or operation of National Defense Projects; authorizing the Board to make special fire, wind-storm and material damage insurance rates on such projects; to promulgate rules and regulations incident to all such forms of insurance; providing that this Act shall be cumulative of existing laws and applicable only to insurance rates in relation to National Defense Projects; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed; and not otherwise printed.

VAN ZANDT, Chairman.

Senator Ramsey, by unanimous consent, submitted at this time the following report:

Austin, Texas,
June 9, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

H. B. No. 1069, A bill to be entitled "An Act prescribing the time of meeting of the county board of school trustees in counties containing a population of not less than forty-eight thousand and eight hundred (48,800) and not more than fifty thousand and four hundred (50,400) inhabitants, according to the last preceding Federal Census, the meeting place of said board, the compensation to be paid each county school trustee, and the fund out of which said compensation shall be paid; providing that this Act shall be cumulative of all existing laws on this subject when not in conflict and when in conflict the provisions of this Act shall control; repealing all laws in conflict; and declaring an emergency."

Have had the same under consideration, and we desire to report it back to the Senate with the recommendation that it do pass and not be printed.

RAMSEY, Chairman.

Executive Session

At 11:30 o'clock a. m., the President announced the hour heretofore fixed for an executive session of the Senate had arrived, and he directed the floor of the Senate Chamber to be cleared of all those not entitled to attend the executive session and ordered all doors leading from the Chamber to be closed.

After Executive Session

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following reports of the Committee

on Nominations of the Governor had been adopted by the Senate:

Committee Room,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom were referred the following nominations:

To be Members of the Board of Directors of the Agricultural and Mechanical College of Texas:

For six year terms expiring January 10, 1947:

D. S. Buchanan of Austin, Travis County;

To fill the unexpired term of R. C. Schumacher of Houston, deceased, term expiring January 10, 1943:

F. M. Law of Houston, Harris County.

Have had the same under consideration, and do recommend that they be in all things confirmed.

MARTIN, Chairman.

Committee Room,
Austin, Texas,
June 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom was referred the following nomination:

To be a Member of the Commission of Public Safety, term to expire December 31, 1945:

George Pendergast of Marshall, Harrison County.

Have had the same under consideration, and do recommend that he be in all things confirmed.

MARTIN, Chairman.

Committee Room,
Austin, Texas,
June 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom were referred the following nominations:

To be Members of the Board of Directors of Texas Technological College for six year terms expiring February 19, 1947:

J. M. West of Houston, Harris County;

John B. Collier, Jr. of Fort Worth, Tarrant County;

Chancellor Weymouth of Amarillo, Potter County.

To be a Member of the Board of Directors of Texas Technological College to fill unexpired term of Joe T. Sneed, deceased, term to expire February 19, 1945:

A. J. Riddle of Denson, Grayson County.

Have had the same under consideration, and do recommend that they be in all things confirmed.

MARTIN, Chairman.

Committee Room,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom were referred the following nominations:

To be Members of the Board of Nurse Examiners for six year terms expiring April 9, 1947:

Mrs. Calvin R. Hanna of Dallas, Dallas County (reappointment):

Miss Laura Cole of Temple, Bell County.

Have had the same under consideration, and do recommend that they be in all things confirmed.

MARTIN, Chairman.

Committee Room,
Austin, Texas,
June 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom was referred the following nomination:

To be a Member of the State Board of Education to succeed Homer De Wolfe, deceased, term to expire January 1, 1945:

Judge Royall R. Watkins of Dallas, Dallas County.

Have had the same under consideration, and do recommend that he be in all things confirmed.

MARTIN, Chairman.

Committee Room,
Austin, Texas,
June 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom were referred the following nominations:

To be Members of the Board of Dental Examiners for six year terms expiring June 10, 1947:

Dr. B. Carl Holder of Corpus Christi, Nueces County;

Dr. T. J. Treadwell of Fort Worth, Tarrant County.

Have had the same under consideration, and do recommend that they be in all things confirmed.

MARTIN, Chairman.

Committee Room,
Austin, Texas,
June 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom were referred the following nominations:

To be Pilot Commissioners for Sabine Bar, Pass, and Tributaries, for two year terms expiring April 29, 1943:

S. O. Latimer of Port Arthur, Jefferson County (reappointment);

W. W. Glass of Port Arthur, Jefferson County (reappointment);

L. W. Hustmyre of Orange, Orange County (reappointment);

T. T. Hunt of Beaumont, Jefferson County (reappointment);

A. M. (Mickey) Phelan of Beaumont, Jefferson County.

Have had the same under consideration, and do recommend that they be in all things confirmed.

MARTIN, Chairman.

Committee Room,
Austin, Texas,
June 4, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom were referred the following nominations:

To be Members of King's Memorial State Park Commission, for two year terms expiring June 2, 1943:

Dr. Josephine Shelton Finn, of Refugio, Refugio County;

Mrs. Celeste Low, of Refugio, Refugio County.

Have had the same under consideration, and do recommend that they be in all things confirmed.

MARTIN, Chairman.

Committee Room,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom were referred the following nominations:

To be Members of the Board of Pharmacy for six year terms to expire June 14, 1947:

E. M. Joseph of Austin, Travis County (reappointment);

Shine Philips of Big Springs, Howard County.

Have had the same under consideration, and do recommend that they be in all things confirmed.

MARTIN, Chairman.

The Secretary of the Senate also informed the Journal Clerk that the following report of the Committee on Nominations of the Governor had been rejected by the Senate:

Committee Room,
Austin, Texas,
June 5, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom were referred the following nominations:

To be Members of the Board of Directors of the Agricultural and Mechanical College of Texas:

For six year terms expiring January 10, 1947:

Joe Utay of Dallas, Dallas County;
Fred Felty of San Antonio, Bexar County.

Have had the same under consideration, and do recommend that they be in all things confirmed.

MARTIN, Chairman.

The President called the Senate to order as in legislative session at 12:30 o'clock p. m.

Reports of Standing Committees

Senator Weinert, by unanimous consent, submitted at this time the following report:

Senate Chamber,
Austin, Texas,
June 9, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 501, A bill to be entitled "An Act providing that corporations may be formed for the purpose of engaging in mining, agriculture, and stock raising; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Senator Ramsey, by unanimous consent, submitted at this time the following report:

Committee Room,
Austin, Texas,
June 9, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

S. B. No. 500, A bill to be entitled "An Act amending Chapter 82 of the Acts of the Forty-first Legislature at its regular session entitled 'An Act granting to cities located in any county in this State of less than one hundred thousand (100,000) inhabitants according to the last United States Census, and which county contains a city of more than forty-three thousand (43,000) inhabitants according to said census, the right to execute leases not to exceed a period of ninety-nine (99) years on islands, flats and other submerged lands heretofore granted by the State of Texas, or the Republic of Texas to such cities and providing that no provision shall ever be incorporated in any such lease restricting the right of the lessee to construct, establish, maintain, equip and operate docks, wharves, ferries, ferry landings, loading and unloading devices and shipping facilities and to demand and receive compensation for services furnished for private purposes or otherwise, and that every such lease shall specify the purposes

for which the same is made and provide a maximum period of five (5) years within which the lessee shall exercise the rights and privileges granted and reserving portions of any such island, flats or other submerged lands abutting and extending for a distance of two thousand (2,000) feet along existing navigable channels and extending back from said channel fifteen hundred (1,500) feet from the point of mean low tide, and declaring an emergency,' approved March 5, 1929; and declaring an emergency.

Have had the same under consideration and we wish to report it back to the Senate with the recommendation that it do pass and be not printed.

RAMSEY, Chairman.

Senate Bill 497 on Second Reading

Senator Chadick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 497 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Spears

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 497 on Third Reading

The President then laid S. B. No. 497 before the Senate on its third reading and final passage.

The bill was read third time.

Question—Shall the bill be passed?

Bills and Resolutions Signed

The President signed in the presence of the Senate, after their captions had been read, the following bills and resolutions:

S. B. No. 115, A bill to be entitled "An Act making an appropriation of an amount necessary to pay the claim of the American National Bank, of Austin, Texas, a corporation, the sum of Eight Thousand Eight Hundred Sixty-one and 62/100 (\$8,861.62) Dollars, so appropriated and to be paid out of the State Treasury not otherwise appropriated to reimburse said bank for moneys advanced for the construction of the Auditorium Building at Agricultural and Mechanical College of Texas, said building having been authorized by the Acts of the Thirty-fourth Legislature, First Called Session, 1915, page 104, and said sum being a part of the unexpended balance of said appropriation, this claim having been approved and allowed by the Forty-fifth Legislature in the Acts of 1937, page 919, appearing as an item in the Miscellaneous Claims Appropriation Bill passed at that session of the Legislature, Chapter 404, et seq., page 905 in the item appearing on page 915, said claim having been adjudicated to be a valid and subsisting claim against the State of Texas by a final judgment of the Honorable District Court of Travis County, Texas, for the 98th Judicial District of Texas in a final judgment entered therein on the 14th day of December, A. D., 1938; and declaring an emergency."

S. B. No. 324, A bill to be entitled "An Act amending Article 1667 of the Revised Civil Statutes of 1925, as amended by Acts of the Forty-second Legislature, 1931, Second Called Session, page 62, Chapter 38, as amended by Acts of the Forty-third Legislature, 1933, page 364, Chapter 140, as amended by Acts of the Forty-sixth Legislature, 1939, page 610, Chapter 13, placing certain counties under the provisions of said Article and providing control over finances in such counties by auditors; providing compensation for such auditors; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

S. B. No. 358, A bill to be entitled "An Act amending Article 1041, Title 15, Code of Criminal Procedure, Revision of 1925, as amended by S. B.

No. 101, Chapter 7, of the Forty-fifth Legislature, Regular Session, by providing that in counties having a population in excess of seventy-five thousand (75,000) inhabitants according to the last preceding or any future Federal Census, the commissioners' court may allow each jail guard, jailer, matron or turnkey, a monthly salary of One Hundred Fifty (\$150.00) Dollars per month; and declaring an emergency."

S. B. No. 403, A bill to be entitled "An Act to declare a State policy regarding the activities of the various agricultural agencies of the State, especially as they affect cotton and cotton products, and the increased use and consumption of same; directing that the heads of the State's various agricultural agencies shall take due notice of said policy; providing for the establishment of a cotton research laboratory, and making an appropriation therefor; providing that the Board of Control may accept tracts of land, gifts, or grants; providing for construction to be under the Board of Control; providing for the location of said laboratories; providing for the employment of architects, engineers, experts, etc.; providing for the necessary expenses; providing for the Comptroller to pay warrants; providing rules and regulations shall allow for cooperation between cotton producing states; and declaring an emergency."

H. B. No. 871, A bill to be entitled "An Act granting consent by the State of Texas to Walter Garrison, Burt C. Cromwell and his wife, Lucille Cromwell, their heirs, executors and administrators, to file suit against the State of Texas and/or County of San Patricio and/or State Highway Department of Texas in the District Court of San Patricio County, Texas; and to impose liability on the State of Texas for the negligence of its agents, officers or representatives for damages proximately caused by such negligence to the above named claimants, growing out of an automobile accident on the public highway running from Sinton to Taft, Texas, and providing for process in such suit upon the Attorney General of Texas, and any judgment to be paid out of the State Highway Fund and from the monies received from motor vehicle registration fees; providing further that the invalidity of one part of the Act

should not render invalid other provisions; and declaring an emergency."

H. B. No. 1020, A bill to be entitled "An Act creating a Firemen's Relief and Retirement Fund in cities having a population of 280,000 or more, according to the preceding or any future Federal Census; creating a board to administer such fund; providing that the mayor and city treasurer or city secretary together with three (3) members of the fire department to be selected by a vote of the members of such department, shall compose the board; providing the mayor shall be the chairman of said board and enacting other provisions with reference to the organization and duties of said board; providing for the segregation of a proportionate part of accumulated funds now in a general pension fund to the firemen's relief and retirement fund; etc.; fixing the effective date of the Act; and declaring an emergency."

H. C. R. No. 216, Authorizing certain corrections in H. B. No. 1074.

H. C. R. No. 211, Granting permission to the House and/or Senate to adjourn from Thursday, June 5, 1941 to Monday, June 9, 1941.

Report of Conference Committee on on House Bill 233

Senator Van Zandt submitted at this time the following report:

Austin, Texas,
June 9, 1941.

Hon. Coke R. Stevenson, President
of the Senate.

Hon. Homer Leonard, Speaker of
the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the House and the Senate on H. B. No. 233, have met and beg leave to recommend that said H. B. No. 233 be passed in the form attached hereto.

Respectfully submitted,

AIKIN,
METCALFE,
LOVELADY,
VAN ZANDT,
FORMBY,

On the part of the Senate;

ALSUP,
BULLOCK,
MORRIS,
LOCK,
ALLISON,

On the part of the House.

H. B. No. 233, A bill to be entitled "An Act appropriating the sum of One Million One Hundred Eighty-Six Thousand Five Hundred and Fifty-Five Dollars and fifty-eight cents (\$1,186,555.58) per year or so much thereof as may be necessary, for the next biennium beginning September 1, 1941, and ending August 31, 1943, from the General Revenue Fund for the purpose of promoting public school interests and assisting local districts in the teaching of vocational agriculture, home economics, trades and industries, vocational rehabilitation, and rehabilitation for crippled children according to the Federal laws governing vocational education, all of which shall be matched by Federal funds; providing for the administration, attaching conditions, regulations, and limitations relative thereto; making various allocations of said appropriation; authorizing aid to such schools in accordance with the conditions specified herein; providing all costs of administering funds named in this Act shall be paid out of moneys appropriated in this Act under the authority of the State Superintendent of Public Instruction, who is the Executive Officer of the State Board for Vocational Education under the direction of the State Board for Vocational Education; providing for acceptance and disbursement of all Federal moneys as may be made available to the State Board for Vocational Education in accordance with plans acceptable to the Federal agency in charge of such funds; defining the powers of the State Board for Vocational Education and the State Superintendent who is the Executive Officer; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

Be It Enacted by the Legislature of the State of Texas:

Section 1. For the purpose of promoting public school interests and matching Federal funds, there is hereby appropriated out of the General Revenue Fund One Million One Hundred Eighty-Six Thousand Five Hundred and Fifty-Five Dollars and fifty-eight cents (\$1,186,555.58), or so much thereof as may be necessary for the school year ending August 31, 1942, and One Million One Hundred Eighty-Six Thousand Five Hundred and Fifty-Five Dollars and

fifty-eight cents (\$1,186,555.58) or so much thereof as may be necessary for the school year ending August 31, 1943, to be allotted and expended by the State Superintendent of Public Instruction under the direction of the State Board for Vocational Education.

Sec. 2. The funds appropriated in this Act shall be expended in accordance with all Federal laws and regulations governing vocational education, providing that in schools where equalization funds are received, vocational agriculture, home-making, and trades and industries shall comply with such regulations as set forth in the Equalization Bill.

Sec. 3. Provided that vocational agriculture and trade and industrial teachers may be paid for twelve (12) months where the superintendent of the school in which they are employed has certified to the State Superintendent of Public Instruction that such teacher is actually engaged in teaching this work twelve (12) months; and salaries may be paid to vocational home economics teachers not to exceed ten (10) months in any one (1) year. Provided further that no salary shall be paid to local trial teachers in vocational schools in excess of Eighteen Hundred (\$1800) Dollars per year for the first two (2) years of their teaching experience, and shall not be consummated until same is approved by the State Board for Vocational Education upon the recommendation of the State Superintendent.

Sec. 4. The State Board for Vocational Education, through its Executive Officer, the State Superintendent, is hereby authorized to receive and disburse in accordance with plans acceptable to the responsible Federal Agency, all Federal moneys that are made available to the State of Texas for such purposes as training personnel for National Defense Industries, and for such other activities as come under the authority of the State Board for Vocational Education.

Sec. 5. There is hereby allocated and set aside the following amounts for the purposes indicated below:

Vocational Agriculture Three Hundred Eighty-Five Thousand, Four Hundred Twenty-Five Dollars ... \$385,425.00.

Vocational Home Economics: Two Hundred Ninety-Six Thousand, Seven

Hundred Fifty-Six Dollars and Fifty-Eight Cents. . . \$296,756.58.

Trades and Industries: Two Hundred Thousand Dollars . . . \$200,000.00.

Vocational Rehabilitation: One Hundred Fifty Four Thousand Three Hundred Seventy-Four Dollars . . . \$154,374.00.

Rehabilitation for Crippled Children: One Hundred Fifty Thousand Dollars . . . \$150,000.00.

Provided the unexpended balances remaining in the funds herein appropriated under the provisions of this Act at the end of each fiscal year may be reallocated by the State Superintendent of Public Instruction.

Sec. 6. All laws and parts of laws in conflict herewith are hereby expressly repealed.

Sec. 7. The fact that many schools in this State are desirous of having the services of vocational teachers mentioned in this Act, and the further fact that if these schools receive such services it is absolutely necessary that this appropriation be passed, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Adjournment

On motion of Senator Cotten, the Senate, at 12:40 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

Communication from Mrs. George E. Christian

To the Senate, Forty-seventh Legislature, Austin, Texas.

The family of the late Judge George E. Christian wishes to thank you for the beautiful flowers and your kind expression of sympathy as expressed in your Concurrent Resolution No. 39.

We are grateful for the tribute paid to our husband and father, and

our appreciation is deep and everlasting.

Sincerely,

MRS. GEORGE E. CHRISTIAN,
JULIET, GEORGE, JR., AND
MARTHA JO CHRISTIAN.

May 29, 1941,
3108 Wheeler St.

SEVENTY-FOURTH DAY

(Tuesday, June 10, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Chadick	Moore
Cotten	Ramsey
Fain	Shivers
Formby	Smith
Graves	Spears
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York
Martin	

A quorum was announced present.

The invocation was offered by the Chaplain.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Aikin submitted the following reports:

Austin, Texas,
June 9, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 1011, A bill to be entitled "An Act appropriating the sum of Three Hundred Thousand (\$300,000) Dollars out of any funds in the State Treasury, not otherwise appropriated, annually, for the purpose of providing permanent funds or reve-